

**TO:** Mayor and Board of Trustees  
**FROM:** Village Administrator Steve Stricker and Staff  
**SUBJECT:** Regular Meeting of January 24, 2011  
**DATE:** January 24, 2011

## **PLEDGE OF ALLEGIANCE**

**Blake Newsome, Pleasantdale Middle School**

## **6. ORDINANCES**

### **A. Annex Certain Property (Surrounded Territory)**

I met with the attorneys representing SAIA and Mr. Rogulic on Tuesday afternoon. Village Attorney Terry Barnicle participated via telephone. We reviewed all the issues both parties expected to see in the annexation agreement. Although I expect most other issues to be resolved, the one sticking point relates to zoning. We left the meeting with the understanding that the parties representing SAIA and Mr. Rogulic would meet on their own to try to work out a solution. Unfortunately, SAIA's attorney, Scott Hargadon, left on Wednesday for a work assignment in Europe and will not return prior to our Board meeting on Monday evening. I anticipate that the parties will meet well in advance of the February 14 Board meeting and at that time we should know whether or not a deal can be reached.

In response to a question from Trustee DeClouette at the last meeting, I will attempt to provide you with a timeline for completion of the process and for the installation of the noise barriers:

- Assuming a deal can be reached by the February 14 meeting, the next step will be to prepare an annexation agreement and submit a rezoning request to the Plan Commission.
- The absolute earliest date that a Plan Commission meeting could be held would be March 7. However, several documents will need to be prepared, so a more realistic date is probably March 21.
- Assuming there is only one meeting of the Plan Commission in regard to this matter, the issue will be presented to the Village Board at the March 28 meeting.
- Assuming the Board accepts the Plan Commission's recommendation and the recommendation is acceptable to both SAIA and the property owner, a public hearing will be scheduled for the annexation agreement.
- The annexation public hearing would be held on Monday, April 25, and the annexation agreement can be approved.
- Assuming the annexation agreement is signed by the next meeting, which is May 9, the property can be annexed and the Ordinance including zoning can be approved.

- Once the property is annexed, I have been informed by Mr. Hargadon that he would expect the noise barriers will be constructed within 90 to 120 days of annexation, which would mean the noise barriers would be installed in either August or September.

It should be noted that Staff and Mr. Rogulic's attorney have already met with the County regarding the possible placement of the noise barrier along the property lines, which encroaches into the wetland buffer. It is our understanding from this meeting that the County did not see any problems with the construction of a noise barrier at this location and that a stormwater permit would not be required. However, if, for some reason, that decision changes, it could delay the construction of the noise barrier for up to nine additional months.

**B. Amend Ordinance No. 1108 (Special Assessment Number 28 – West Babson Park Water Mains) (Interest Rate)**

The Village Board is aware that the Village will be financing the cost of the installation of the water mains on 74<sup>th</sup> and 75<sup>th</sup> Streets (Special Assessment No. 28). With this in mind, the Village will need to establish an interest rate for this loan. After discussing this matter with our MB Financial Bank representative, Finance Director Jerry Sapp is recommending using a 4% interest rate. Although the current prime rate is 3.25%, most financial institutions are implementing interest rate floors and MB Financial recommended an interest rate floor of 4%.

**It is our recommendation:** that Ordinance No. 1108, adopted August 9, 2010, concerning Special Assessment No. 28, be amended to include a 4% interest rate.

**7. RESOLUTIONS**

**A. Accept Certain Subdivision Improvements and Extend Deadline for Other Improvements (Crosscreek Subdivision)**

Attached is a Resolution extending the deadline for the completion of landscaping and accepting the remaining subdivision improvements for the Crosscreek Subdivision. Crosscreek is a 10 lot subdivision at 8025 County Line Road (the former Cizek property). All of the improvements have been completed except for some punch list items and replacement of some parkway trees. The Subdivision Ordinance allows an extension of time for landscaping during winter conditions.

**It is our recommendation:** that the Resolution be adopted.

**B. MFT Funds for 2011 Road Program**

Enclosed is a Resolution regarding Motor Fuel Tax (MFT) funding for the Year 2011 Road Program. This Resolution declares the Year 2011 Road Program as an MFT project and allows the Village to appropriate its full allotment of MFT funds for construction of the Road Program. At the completion of the project and upon approval by Illinois Department of

Transportation, the Village can transfer these MFT funds from the State to the Village's Capital Projects Fund.

**It is our recommendation:** that the Resolution be adopted.

## **8. CONSIDERATIONS**

### **A. Street Policy Committee Recommendation – 2011 Road Program**

On Monday, December 13, 2010, the Street Policy Committee recommended approval of the 2011 Road Program. The Committee considered the impact of reduced revenues due to the current economic conditions and considered the beneficial impact of several successful grant awards. In recent years, the Village has programmed adequate funds for a \$750K road program. Of this amount, Motor Fuel Tax (MFT) contributions have averaged about \$300K, leaving a General Fund contribution of \$450K.

Recently, the Village has been successful in the award of several grants which will fund the resurfacing of 91<sup>st</sup> Street and the construction of a traffic signal at Madison and North Frontage Road. Also, the Village expects to have additional MFT funds available in FY11-12, partly due to increased disbursements from the state, and partly due to a carry-over of unexpended MFT funds from 2010. Therefore, when combining with the anticipated \$422K MFT funds and \$1.14M in grant funds, the Village is able to fund a substantial road program in 2011 with minimal contributions from the General Fund.

In previous years, the Engineering Division has expedited plan and permit preparation in order to take advantage of a more competitive winter bidding environment. This approach was successful and the Village has been rewarded with favorable prices which allowed the minimization of expenditures and the maximization of work performed. The Engineering Division will utilize an identical approach for the 2011 Road Program. The 2011 Road Program will be designed, bid, and supervised with Burr Ridge Engineering Division staff. The 91<sup>st</sup> Street LAPP will be designed by Burr Ridge Engineering staff, and construction observation will be performed by a consultant due to the fact that full-time supervision is required for grant compliance. Design and construction observation for the Madison Street traffic signal will be provided by a consultant.

Anticipated costs for each listed improvement and professional service are summarized following:

FY 11-12 CAPITAL PROGRAM RECOMMENDATION			
Project	Project Cost	Non-Local Funding	Local Funds Required
Madison Street Traffic Signal	\$1,210,000	\$987,000	\$223,000
91 <sup>st</sup> Street Intermittent Resurfacing	\$178,000	\$123,000	\$55,000
87 <sup>th</sup> Street Resurfacing	\$183,100		\$183,100
72 <sup>nd</sup> Street Resurfacing & Speed Bumps	\$104,700		\$99,700
Madison St. Signal Construction Eng.	\$45,000		\$45,000
91 <sup>st</sup> St. LAPP Construction Eng.	\$15,000		\$15,000
Crack-Sealing Program	\$30,000		\$30,000
Pavement Marking Program	\$20,000		\$20,000
Material Testing	\$15,000		\$15,000
Motor Fuel Tax Revenue		\$422,000	(\$422,000)
ERP revenue from in-house engineering		\$28,410	(\$28,410)
<b>TOTAL</b>	<b>\$1,795,800</b>	<b>\$1,560,410</b>	<b>\$235,390</b>

**It is our recommendation:** that the Street Policy Committee recommendation regarding the 2011 Road Program be approved and that the Village Engineer be directed to prepare plans and specifications and solicit bids for this work.

**B. Pathway Commission Recommendation – County Line Road Sidewalk (Woodgate Drive to Cabernet Court)**

Please find attached a recommendation from the Pathway Commission to proceed with the preliminary engineering, grant application and construction of a sidewalk on the west side of County Line Road from Woodgate Drive south to Cabernet Court. The Pathway Commission conducted a public hearing for this project on January 6, 2011.

The Pathway Commission previously recommended and the Board authorized preliminary engineering and grant applications for sidewalks on the east side of County Line Road from Longwood Drive to Katherine Legge Park and on the west side of County Line Road from Woodgate Drive north to 60<sup>th</sup> Street. The construction of the proposed Woodgate to Cabernet sidewalk would result in sidewalks on both sides of County Line north of Plainfield Road to the northern Village border. Preliminary engineering has been completed for the previously approved sidewalk projects and Village staff intends to submit a grant application for those projects in October of 2011. If approved by the Board, a grant application for this third County Line Road project would be submitted at that time as well.

There were two residents from Burr Ridge Club and a representative of

the property owner south of Burr Ridge Club at the public hearing. All spoke in opposition to the proposed sidewalk. In addition, enclosed separately are several letters from residents also expressing opposition to the proposed sidewalk. Besides questioning the need for the sidewalk, the residents of Burr Ridge Club believe that the sidewalk will interfere with the vehicular access to Burr Ridge Club from County Line Road.

At this time, the Village already has two major sidewalk projects in the engineering pipeline – German Church Road and two sections on County Line Road north of Plainfield. Also on this agenda are two other smaller in-fill projects.

Project	Total Construction Cost	Village Share if Grant Awarded	Village Cost for Preliminary Engineering	Village Cost for Final Engineering
German Church Road	\$175,000	\$35,000	\$14,500	\$35,000 (estimated at 20% of cost)
East Side of County Line Road	\$378,000 (separate estimates not available)	\$75,600	\$30,500	\$75,600 (estimated)
West Side North of Woodgate				
West Side South of Woodgate	\$38,750 (minimum estimate)	\$7,750 (20% of cost)	\$9,675	\$7,750 (estimated)
Madison St from 87 <sup>th</sup> to 89 <sup>th</sup> St.	\$30,000	\$30,000		\$18,000 (estimated)
Plainfield Rd from Manor to Hillcrest	\$30,000	\$6,000		Village Engineer
<b>Total Cost:</b>	<b>\$651,750</b>	<b>\$154,350</b>	<b>\$54,675</b>	<b>\$136,350</b>

In order to proceed with the proposed sidewalk on County Line Road south of Woodgate to Cabernet Court, the Village would have to commit to spend \$9,675 for preliminary engineering (preliminary engineering is required to apply for grant funding).

Another factor to be considered is that the Burr Ridge Club residents have indicated their Board is working on proposals to reconfigure their access from County Line Road. It may be prudent to wait to see what is done with this access before proceeding with any sidewalk plans. Also, the 2009 Pathway Plan lists close to one million dollars in other high priority projects in addition to those listed above. The total amount of money in the Pathway Fund at this time is approximately one million dollars. The minimum cost to the Village for the projects already in the pipeline (excluding the proposed sidewalk in front of Burr Ridge Club) is \$320,200. If grant funding is not received for these projects, the total cost would be approximately \$786,600.

Given the substantial number of projects in the pipeline and the other unknown factors described above, **it is our recommendation** that the Board not move forward with the recommended sidewalk project at this time.

**C. Pathway Commission Recommendation – Madison Street Sidewalk**

Please find attached a letter from the Pathway Commission recommending that the Board proceed with engineering and construction of a sidewalk on the east side of Madison Street from 87<sup>th</sup> to 89<sup>th</sup> Streets. The Pathway Commission conducted a public hearing for this project on January 6, 2011.

The recommended sidewalk is the highest priority sidewalk in the 2009 Pathway Plan that has not already been planned, engineered or constructed. There are contiguous sidewalks on 87<sup>th</sup> Street and north on Madison Streets. Three sections of sidewalks have been built within this block and the proposed sidewalk would fill the gaps between these existing sidewalks.

There were two residents at the public hearing who live adjacent to the proposed sidewalk. They did not object to the sidewalk provided that drainage is handled from the project and that the sidewalk can be constructed without removing significant trees in front of their property. The Commission explained that Village staff would contact the residents prior to construction and that the sidewalk should be able to avoid the trees.

The estimated cost for the proposed sidewalk project is \$30,000. It is anticipated that engineering would be done by the Village Engineer rather than by a consultant. Because the project is not on an arterial street and because additional required engineering would add 50% to the total cost, a grant application is not recommended.

**It is our recommendation:** that Board concur with the Pathway Commission and direct staff to proceed with this project.

**D. Pathway Commission Recommendation – Plainfield Road Sidewalk**

Please find attached a letter from the Pathway Commission recommending that the Board proceed with engineering and construction of a sidewalk on the south side of Plainfield Road from Manor Drive to Hillcrest Drive. The Pathway Commission conducted a public hearing for this project on January 6, 2011. There were no residents at the public hearing to speak to this consideration, although a number of residents had submitted letters in opposition as well as in support of the proposed sidewalk.

The recommended sidewalk is the second highest priority sidewalk in the 2009 Pathway Plan that has not already been engineered or constructed. There are contiguous sidewalks within The Heatherfields Subdivision and on Plainfield Road west of the Hillcrest Drive.

The estimated cost for the proposed sidewalk project is \$48,000. Due to

its location on a County Highway, the project would need to be engineered by a consultant and additional costs would be incurred for County Highway permits. This project may also qualify for grant funding and it would be staff's intention to submit an application for grant funding if the project is approved by the Board.

**It is our recommendation:** that Board concur with the Pathway Commission and direct staff to proceed with this project.

**E. Plan Commission Request – Public Hearing re Amendment to Braemoor PUD**

Please find attached a letter from the Plan Commission requesting authorization to conduct a public hearing to consider a modification to the Braemoor Planned Unit Development. The amendment would consider increasing the permitted Floor Area Ratio from 0.2 to 0.25.

This issue came to the Plan Commission's attention when a resident in the Braemoor PUD requested a variation to increase the FAR to 0.23 but was denied. Specifically, it was discovered that the adjoining Parkview PUD permits a 0.25 FAR. The two subdivisions share the same local streets and for all practical appearances, they are a single neighborhood unit.

**It is our recommendation:** that the Board concur with the Plan Commission and authorize the Commission to conduct a public hearing.

**F. LAPP Local Agency Agreement with IDOT (91<sup>st</sup> Street)**

I am pleased to report that the Village has been awarded \$123,000 in STP funding for resurfacing segments of 91<sup>st</sup> Street between Madison Street and County Line Road. Staff is currently preparing construction documents for this project, with the anticipation that work will occur in summer, 2011.

The grant funds will be specifically utilized for resurfacing, shoulder repair, and pavement marking on 91<sup>st</sup> Street, particularly sections that were not reconstructed by the County in 2007. The STP funds provide for 70% funding, and the proposed FY11-12 budget includes \$55K for the local match (30%) for the project. The attached Local Agency Agreement is the instrument that documents the manner in which grant funds will be allocated and identifies the means through which Burr Ridge will provide the local share.

**It is our recommendation:** that the Village Board authorize the Mayor to execute the Local Agency Agreement for utilization of STP grant funds for the 91<sup>st</sup> Street resurfacing project.

**G. Placement of Temporary Promotional Signs (Chamber of Commerce)**

Enclosed is a letter from Cheryl Collins, Executive Director of the Willowbrook/Burr Ridge Chamber of Commerce, requesting that the Chamber be allowed to erect temporary signs at the usual locations for

their upcoming Business Expo on March 2 and the Cruisin' 66 Fest in August.

**It is our recommendation:** that the request from the WB/BR Chamber of Commerce to erect temporary signage for the Business Expo and Cruisin' 66 Fest be approved.

**H. Approval of Vendor List**

Enclosed is the Vendor List in the amount of \$289,576.30 for all funds, plus \$202,928.97 for payroll, for a grand total of \$492,505.27. The Vendor List includes the following special amount:

- \$48,136.67 – K-Five Construction Corp. for payment #5 on the 2010 Road Program

**It is our recommendation:** that the Vendor List be approved.